

tion completed and put in good running order at the rate of at least ten miles in one year from the taking effect of this Act, and twenty additional miles for each and every year thereafter, until all the branch line or lines of extension as provided for are completed; provided, that the provisions of this Act shall not apply to any railroad company which has been chartered by the State of Texas for a period of ten years or more, and which has twenty miles or less of railroad to build in order to comply with its original charter, or any amendment thereto.

Sec. 3. The fact that no good can result to the State from the forfeiture provided against in this Act, and that the public interest and convenience will be promoted, and citizens in many parts of the State having invested in railway enterprises subjected to great loss unless the relief herein provided for be granted, therefore an emergency and an imperative public necessity authorize the suspension of the constitutional rule requiring bills to be read on three several days is created, and it is so suspended, and demanding that the Act take effect and be in force from and after its passage, and it is so enacted.

TWENTIETH DAY.

Senate Chamber,
Austin, Texas,
Tuesday, May 15, 1917.

The Senate met at 9:30 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Hobby.

By unanimous consent the Chair announced that the Senate would stand at ease for thirty minutes, at the expiration of which time the roll was called, a quorum being present, the following Senators answering to their names:

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Parr.
Decherd.	Smith.
Floyd.	Strickland.
Harley.	Westbrook.
Henderson.	Woodward.

Absent.

Bailey.	Page.
Gibson.	Robbins.
Hopkins.	Suiter.
Hudspeth.	

Absent—Excused.

Alderdice.	Hall.
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Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator Bailey for today on account of important business on motion of Senator Buchanan of Bell.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills and Resolutions.

By Senator Bee.

S. B. No. 72, A bill to be entitled "An Act adding to and making a part of the Saspamco Independent School District of Bexar County, certain lands and territory adjoining thereto situate in Bexar County, for school purposes; giving the board of trustees of said district power and jurisdiction over said lands and territories, and the inhabitants thereof; exempting such added territory from the bonded indebtedness of the Saspamco School District now existing against said district; validating the incorporation proceedings of said independent school district, and its bonded indebtedness, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Hudspeth.

S. B. No. 73, A bill to be entitled "An Act amending Article 303, Revised Penal Code of Texas 1911, providing limitations and exceptions upon and to the provisions of Article

302, Revised Penal Code, 1911, relating to selling etc., on Sunday, so as to exempt from the provisions of Article 302, Penal Code, 1911, the selling, etc., of gasoline, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Gibson.

S. B. No. 74, A bill to be entitled "An Act passed by the second called session of the Thirty-third Legislature approved September 26, 1914, being an Act 'to provide a system of state bonded warehouses.'; and the same is hereby amended to read as follows, and any part or parts of the said Act, approved September 26, 1914, in conflict herewith, are hereby repealed."

Read first time and referred to Committee on Agricultural Affairs.

By Senator Hopkins.

S. B. No. 75, A bill to be entitled "An Act to amend Sections 4, 5, 6, 7, 8, 9, 10 and 11 of an Act to provide a special road law for Denton County, Texas, to abolish overseer system in Denton County, and making road hands subject to road service anywhere in the commissioner's precinct in which they reside, but not exceeding five miles from their place of residence, and exempting those residing inside of an incorporated town or city and providing for the amount of time to be allowed road hands for their teams and providing for the payment of three (\$3.00) dollars in lieu of road service, and providing penalty for not working road, and providing for damages for land used for road construction and providing board of appraisers on condemned land, and providing further for making this law cumulative of the general road laws, and in case of conflict this Act to govern as to Denton County, and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

Morning call concluded.

Senate Bill No. 71.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 71, A bill to be entitled "An Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas passed at the regular session of the Thirty-fifth Legislature, being Senate Bill No. 433, being an Act to amend Section 6 and 6a of an Act to reorganize the Twenty-eighth Judicial District of the State of Texas, fixing the terms of court in the criminal and civil districts for the Counties of Nueces, Kleberg, Willacy and Cameron so as to correct a conflict of the terms of the district courts in Willacy and Cameron Counties and to repeal all laws in conflict herewith, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 71 put on its third reading and final passage by the following vote:

Yeas—25.

Bee.	Johnston of Harris.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Henderson.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Bailey.	Hopkins.
Harley.	King.

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Parr, was passed by the following vote:

Yeas—24.

Bee.	Dean.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Gibson.
Caldwell.	Henderson.
Clark.	Hudspeth.
Dayton.	Johnson of Hall.

Johnston of Harris	Parr.
King.	Robbins.
Lattimore.	Smith.
McCollum.	Strickland.
McNealus.	Westbrook.
Page.	Woodward.

Absent.

Bailey.	Hopkins.
Decherd.	Suiter.
Harley.	

Absent—Excused.

Alderdice.	Hall.
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House Bill No. 54.

(By unanimous consent.)

The Chair laid before the Senate on third reading:

H. B. No. 54, A bill to be entitled "An Act creating the Hemphill Independent School District No. 1, in Sabine County, Texas, etc., and declaring an emergency."

The bill was laid before the Senate, read third time and, on motion of Senator King, was passed by the following vote:

Yeas—24.

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Floyd.	Parr.
Gibson.	Robbins.
Henderson.	Smith.
Hopkins.	Suiter.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Absent.

Bailey.	Harley.
Clark.	Strickland.
Decherd.	

Absent—Excused.

Alderdice.	Hall.
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House Bill No. 90—Vote Rescinded.

Senator McNealus moved to rescind the vote by which the Senate adopted a motion on yesterday requesting the return of House Bill

No. 90 from the House for correction.

The motion prevailed.

House Bill No. 37.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 37, A bill to be entitled "An Act granting to the city of Austin, for public purposes only, certain land lying between the Colorado river and outlets 1 and 11 in Division Z in the city of Austin, upon certain terms and conditions, and reserving to the State certain rights therein; providing for the forfeiture of said land to the State of Texas if used for other purposes than public purposes, and declaring an emergency."

The committee report that the bill be not printed was adopted.

Senator Buchanan of Bell offered the following amendment:

Amend House Bill No. 37, section 1, by striking out the words fifty years and write in lieu thereof the words twenty-five years.

On motion of Senator Caldwell the amendment was tabled.

The bill was read second time and passed to its third reading.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 37 put on its third reading and final passage by the following vote:

Yeas—25.

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Suiter.
Henderson.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Bailey.	Hopkins.
Harley.	Strickland.

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Caldwell, was passed by the following vote:

Yeas—24.

Bee.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Floyd.	Robbins.
Gibson.	Smith.
Henderson.	Suiter.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Nays—1.

Buchanan of Bell.

Absent.

Bailey.	Hopkins.
Harley.	Strickland.

Absent—Excused.

Alderdice.	Hall.
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Senator Caldwell moved to reconsider the vote by which House Bill No. 37 was passed and table the motion to reconsider.

The motion to table prevailed.

Messages from the House.

Hall of the House of Representatives.
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 27, A bill to be entitled "An Act to amend Articles 6174, 6186, 6188, 6196, 6201, 6214, 6215, 6220, 6223, 6224 and 6227, and by adding 6231a, Title 104, Chapters 1 and 2 of the Revised Civil Statutes of the State of Texas of 1911, regulating the management, control and financing the penitentiary system of the State of Texas and the working of prisoners therein, and declaring an emergency." With engrossed rider.

H. B. No. 59, A bill to be entitled "An Act to create the Fort Stockton Independent School District at Fort Stockton, in Pecos County, Texas."

H. B. No. 72, A bill to be entitled "An Act to amend an act creating the Robstown Independent School District by amending Section 3 thereof, and declaring an emergency."

H. B. No. 79, A bill to be entitled "An Act defining the boundary line of the Briar Grove Common School District No. 12, in Comanche county, Texas, and creating said school district according to such lines."

H. B. No. 80, A bill to be entitled "An Act creating the Mercer Gap Common School District No. 7 in Comanche county, Texas, etc., and declaring an emergency."

S. B. No. 37, A bill to be entitled "An Act to amend Section 24, Chapter 80, of an act passed by the Thirty-third Legislature, creating a more efficient road system for Bastrop county, Texas, and declaring an emergency."

H. B. No. 88, A bill to be entitled "An Act to establish Common School District No. 9 in Dickens County, Texas, etc., and declaring an emergency."

H. B. No. 89, A bill to be entitled "An Act to amend Section 2, of House bill No. 525, enacted by the Thirty-fifth Legislature at the Regular Session, creating the Nixon Independent School District, revising the metes and bounds of said district."

H. B. No. 42, A bill to be entitled "An Act giving the owner of any real estate or interest therein sold under execution, or order of sale, deed of trust, mortgage or other contract lien, the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money, paid together with interest thereon; providing that property redeemed under the act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the act shall have no application when the real estate is sold after the final maturity of the debt, or when the debts represents purchase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of 6 per cent, or less;

providing that the right of redemption shall for all purposes be treated and regarded as real estate, and declaring an emergency."

H. B. No. 51, A bill to be entitled "An Act to amend Chapter 60, General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, etc., the changes being in substance corrective in their nature, except that Section 25 added thereto provides in substance that any person desiring to use or administer hog cholera virus or tuberculin or anthrax vaccine must first procure a permit from the Live Stock Sanitary Commission and make reports thereof to the Commission; creating offenses for violations of this section and prescribing the punishment therefor, and declaring an emergency."

S. B. No. 55, A bill to be entitled "An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces county, Texas, and declaring an emergency." With amendments.

Respectfully,

BOB BARKER.

Chief Clerk, House of Representatives.

Hall of the House of Representatives.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 32, A bill to be entitled "An Act concerning loan and investment companies; defining same, and providing for their incorporation, powers and supervision, and declaring an emergency."

S. B. No. 23, A bill to be entitled "An Act to provide a home for lepers, and to provide for the isolation care and treatment of persons suffering with leprosy and to make an appropriation therefor, and declaring an emergency." With amendments.

Respectfully,

BOB BARKER.

Chief Clerk, House of Representatives.

House Bills Referred.

The Chair (Lieutenant Governor Hobby) referred, after their captions had been read, the following House bills:

H. B. No. 42, referred to Committee on Civil Jurisprudence.

H. B. No. 51, referred to Committee on Stock and Stock Raising.

H. B. No. 80, referred to Committee on Educational Affairs.

H. B. No. 79, referred to Committee on Educational Affairs.

H. B. No. 72, referred to Committee on Educational Affairs.

H. B. No. 59, referred to Committee on Educational Affairs.

H. B. No. 27, referred to Committee on State Penitentiaries.

H. B. No. 89, referred to Committee on Educational Affairs.

H. B. No. 88, referred to Committee on Educational Affairs.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,

Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator Carlos Bee, I hereby submit for your consideration a bill, hereto attached, being an Act adding to and making a part of the Saspamco Independent School District of Bexar County certain lands and territory adjoining thereto, situated in Bexar County, for school purposes.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,

Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator F. M. Gibson, and Honorable W. D. Cope, I hereby submit for your consideration a bill, hereto attached, being an Act to amend an Act passed by the Second Called Session of the Thirty-third Legislature, approved September 26, 1914, being an Act "to provide a system of State bonded warehouses."

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in
Called Session.

At the request of Senator George M. Hopkins, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Sections 4, 5, 6, 7, 8, 9, 10 and 11 of an Act to provide a special road law for Denton County, Texas.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in
Called Session.

At the request of Hon. L. C. Stewart, I hereby submit for your consideration a bill, hereto attached, being an Act to repeal House Bill No. 738, passed by the Thirty-fifth Legislature.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Senate Bill No. 55—House Amendments Concurred in.

Senator Parr called up for consideration of House amendments to

S. B. No. 55, A bill to be entitled "An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces County, Texas.

The following House amendment was laid before the Senate, read and, on motion of Senator Parr, adopted by the Senate:

Amend Senate Bill No. 55 by striking out all of the last sentence of Section 1 and insert in lieu thereof the following: "And provided further, that all taxes so assessed and collected as herein provided shall be paid over to the treasurer of said independent school district as provided in Article 2862 of the Revised Civil Statutes of Texas, 1911. Provided, further, that it shall be the duty of the tax collector of Nueces County, Texas, to make a certified list on or before April 1 of each year hereafter of all the delinquent property upon which said independent school district taxes, as herein provided to be assessed, have not been paid, and return the same to the trustees of said independent school district, who

shall cause said delinquent tax list to be published and said delinquent taxes collected as required by Articles 7689 and 7691 of the Revised Civil Statutes of Texas, 1911, and said independent school district at any sale of such property for such delinquent taxes may become the purchaser of said delinquent property for the benefit of said independent school district; and provided, further, that the trustees of said independent school district are hereby authorized to make such provisions for the collection of any taxes now delinquent, or which may hereafter become delinquent, which have been assessed under and by virtue of the Act creating the Robstown Independent School District, passed at the First Called Session of the Thirty-second Legislature, 1911, as to said trustees may seem best, or said trustees may adopt the general law for the enforcement of the collection of said delinquent taxes now delinquent or which may hereafter become delinquent, under said Act of 1911, but all taxes assessed in the future as herein provided and which may become delinquent shall be collected as provided herein.

(President Pro Tem. Suiter in the chair.)

Senate Bill No. 23—House Amendments Concurred in.

Senator Bee called up for consideration of House amendments to

S. B. No. 23, A bill to be entitled "An Act to provide a home for lepers," etc.

The following House amendment was laid before the Senate, read and, on motion of Senator Bee, was adopted by the Senate:

(1) Amend Senate Bill No. 23 by making appropriation \$25,000.00 instead of \$100,000.00

Senate Bill No. 54.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 54, A bill to be entitled "An Act to accept the benefits of an Act passed by the Senate and the House of Representatives of the United States of America in Congress

assembled for the promotion of vocational education; designating the State Treasurer as custodian for the reception and disbursement of all funds allotted to this State from the appropriations made by the Federal Act; designating and authorizing the State Board of Education to act in co-operation with the Federal Board for Vocational Education in the administration of the provisions of said Act; making an appropriation of \$62,150.00, or so much thereof as may be necessary, for the scholastic year 1917-18, and an appropriation of \$91,105.00, or so much thereof as may be necessary, for the scholastic year 1918-19; providing compensation for appropriations by local boards or by the State in its educational budgets for the purposes of this Act; naming the conditions under which aid may be extended, and declaring an emergency."

The committee report that the bill be printed in the Journal only was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 54 put on its third reading and final passage by the following vote:

Yeas—23.

Bee.	Hudspeth.
Buchanan of Bell.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Suiter.
Gibson.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Present—Not Voting.

McNealus.

Absent.

Bailey.	Smith.
Harley.	Strickland.
King.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of

Senator Hudspeth, was passed by the following vote:

Yeas—22.

Bee.	Henderson.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Hudspeth.
Caldwell.	Johnson of Hall.
Clark.	Johnston of Harris.
Dayton.	Lattimore.
Dean.	Page.
Decherd.	Parr.
Floyd.	Robbins.
Gibson.	Westbrook.
Harley.	Woodward.

Present—Not Voting.

McNealus.	Suiter.
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Absent.

Bailey.	Smith.
King.	Strickland.
McCollum.	

Absent—Excused.

Alderdice.	Hall.
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Bills Signed.

The Chair (President Pro Tem. Suiter) gave notice of signing and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 28, A bill to be entitled "An Act to provide for the organization of a Ranger force for the protection of the frontier against marauding and thieving parties, foreign foes or any enemy of the State of Texas, or the Government of the United States, and for the suppression of crime throughout the State, or to suppress any invasion from an alien enemy of this State or any State of the United States of America; to prescribe duties and powers of members of such force; to regulate their compensation; and declaring an emergency."

S. C. R. No. 17, granting Hon. Joe Burkett, judge of the Forty-second Judicial District of Texas, leave of absence from the State during the month of June, 1917.

House Bill No. 75.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 75, A bill to be entitled "An Act to amend Article 5890, Chapter 3, Title 91, of the Revised Civil Statutes of 1911 of the State of Texas pertaining to the unlawful disposition of property, illegal wearing of uniform and the discrimination against any person lawfully wearing the uniform of the army, navy, marine corps or revenue cutter service of the United States, or of the National Guard or naval service of this State, or otherwise in the military or naval service of the United States or of this State, as prescribed for such person at that time or place by law, regulation of the service or custom on account of his wearing such uniform or of his being in such service, and prescribing a penalty therefor, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 75 put on its third reading and final passage by the following vote:

Yeas—21.

Bee.	King.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Dayton.	Page.
Dean.	Parr.
Harley.	Robbins.
Henderson.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Bailey.	Gibson.
Clark.	Johnston of Harris.
Decherd.	Smith.
Floyd.	Strickland.

Absent—Excused.

Alderdice. Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Hopkins, was passed by the following vote:

Yeas—21.

Bee.	Caldwell.
Buchanan of Bell.	Clark.
Buchanan of Scurry.	Dayton.

Dean.	McCollum.
Harley.	McNealus.
Henderson.	Page.
Hopkins.	Parr.
Hudspeth.	Robbins.
Johnson of Hall.	Suiter.
King.	Westbrook.
Lattimore.	

Absent.

Bailey.	Johnston of Harris.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Woodward.

Absent—Excused.

Alderdice. Hall.

Senate Bill No. 33.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 33, A bill to be entitled "An Act amending Article 2939, Chapter 4, Title 49, Revised Civil Statutes of the State of Texas, 1911, and to regulate elections, and prescribing certain qualifications of voters thereat, and declaring an emergency."

Senator McCollum moved the adoption of the minority (favorable) committee report.

As a substitute, Senator Lattimore moved the adoption of the majority (adverse) committee report.

The foregoing motions were withdrawn and, on motion of Senator McCollum, the bill was laid on the table subject to call.

Messages from the House.

Hall of the House of Representatives,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 92, A bill to be entitled "An Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature, being Senate Bill No. 433, being an Act to amend Sections 6 and 6a of an Act to reorganize the Twenty-eighth Judicial District of the State

of Texas, fixing the terms of court in the criminal and civil district courts for the Counties of Nueces, Kleberg, Willacy and Cameron so as to correct a conflict of the terms of the district courts in Willacy and Cameron Counties, and to repeal all laws in conflict herewith, and declaring an emergency."

S. B. No. 53, A bill to be entitled "An Act creating a more efficient road system for Bowie County, Texas."

Refused to pass to third reading:

S. B. No. 47, relating to the appointment of assistant district attorneys.

Postponed indefinitely:

H. B. No. 52, A bill to be entitled "An Act amending Article 303, Revised Penal Code of Texas, 1911, providing limitations and exceptions upon and to the provisions of Article 302, Revised Penal Code of 1911, relating to selling, etc., on Sunday, so as to exempt from the provisions of Article 302, Penal Code, 1911, the selling of gasoline, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 82, A bill to be entitled "An Act to amend Section 13 of the Comanche County road law, regarding the compensation of the commissioners of said county, and to place the commissioners of said county on a salary, repealing all conflicting laws, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 53, A bill to be entitled "An Act making appropriation for the support of the State Government for two years, beginning September 1, 1917, and ending August 31, 1919, and for other purposes, and prescrib-

ing certain regulations and restrictions in respect thereto, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (President Pro Tem. Suiter) had referred after their captions had been read, the following House bills:

H. B. No. 53, referred to Committee on Finance.

H. B. No. 82, referred to Committee on Roads, Bridges and Ferries.

H. B. No. 92, referred to Committee on Judicial Districts.

House Bill No. 27.

(By unanimous consent.)

On motion of Senator Dean, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 27 put on its second reading by the following vote:

Yeas—22.

Bee.	Lattimore.
Buchanan of Bell.	McCollum.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Parr.
Dean.	Robbins.
Gibson.	Smith.
Henderson.	Strickland.
Hudspeth.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris.	Woodward.

Present—Not Voting.

Dayton.

Absent.

Bailey.	Harley.
Decherd.	Hopkins.
Floyd.	King.

Absent—Excused.

Alderdice. Hall.

The Chair laid before the Senate on second reading:

H. B. No. 27, A bill to be entitled "An Act to amend Articles 6174, 6186, 6188, 6196, 6201, 6214, 6215, 6220, 6223, 6224 and 6227, and by adding 6231a, Title 104, Chap-

ters 1 and 2 of the Revised Civil Statutes of the State of Texas of 1911, regulating the management, control and financing the penitentiary system of the State of Texas and the working of prisoners therein, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

Senator Dean offered the following amendment, which was read and adopted:

Amend Section 1 by inserting the figures 6212 after the figures 6201.

The bill was read second time and passed to its third reading.

On motion of Senator Dean, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 27 put on its third reading and final passage by the following vote:

Yeas—24.

Bee.	King.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Gibson.	Robbins.
Henderson.	Smith.
Hopkins.	Strickland.
Hudspeth.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris.	Woodward.

Absent.

Bailey.	Floyd.
Caldwell.	Harley.
Decherd.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Dean, was passed by the following vote:

Yeas—21.

Bee.	Henderson.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnson of Hall.
Clark.	Johnston of Harris.
Dayton.	King.
Dean.	McCollum.
Gibson.	Page.
Harley.	Parr.

Robbins.	Westbrook.
Smith.	Woodward.
Strickland.	

Nays—3.

Hudspeth.	Suiter.
McNealus.	

Present—Not Voting.

Lattimore.

Absent.

Bailey.	Decherd.
Caldwell.	Floyd.

Absent—Excused.

Alderdice.	Hall.
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Recess.

At 12:15 o'clock p. m., on motion of Senator McNealus, the Senate recessed until 2:30 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Hobby.

By unanimous consent, the Senate stood at ease for twenty minutes.

Senate Bill No. 61.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 61, A bill to be entitled "An Act to amend Article 7305 of the Revised Civil Statutes of Texas of 1911, as amended by Chapter 114, Laws of the Regular Session of the Thirty-fifth Legislature relating to the inspection of hides and animals, so as to include among the counties exempted from the provisions of Articles 7256 to 7304, inclusive, the Counties of Ector and Martin."

The committee report that the bill be not printed was adopted.

Senator Buchanan of Scurry offered the following amendment, which was read and adopted:

Amend Senate Bill No. 61 as follows: At the end of the caption add the words, "and declaring an emergency," and by adding another section after Section 1 of said bill to read as follows:

Section 2. The near approach of the close of this Special Session, the crowded condition of the calendar, and the unnecessary burden of requiring the citizens of Martin and Ector Counties longer to maintain the useless office of hide and animal inspector, creates an emergency and an imperative public necessity that requires that the constitutional rule requiring bills to be read on three several days be suspended and same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The bill was read second time and passed to engrossment.

On motion of Senator Buchanan of Scurry, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 61 put on its third reading and final passage by the following vote:

Yeas—21.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Parr.
Dean.	Smith.
Floyd.	Strickland.
Gibson.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Absent.

Buchanan of Bell.	King.
Decherd.	Page.
Harley.	Robbins.
Johnston of Harris.	Suiter.

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Buchanan of Scurry was passed finally.

Excused.

Senators Henderson, Suiter and Page for the remainder of the day on account of important committee work, on motion of Senator Caldwell.

House Bill No. 53.

(By unanimous consent.)

On motion of Senator Hudspeth,

the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 53 put on its second reading by the following vote:

Yeas—21.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Parr.
Decherd.	Smith.
Floyd.	Westbrook.
Gibson.	Woodward.
Hopkins.	

Nays—1.

Strickland.

Absent.

Buchanan of Bell.	Johnston of Harris.
Harley.	Robbins.

Absent—Excused.

Alderdice.	Page.
Hall.	Suiter.
Henderson.	

The Chair laid before the Senate on second reading:

H. B. No. 53, A bill to be entitled "An Act making appropriations for the support of the State Government for two years, beginning September 1, 1917, and ending August 31, 1919, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report carrying amendments (the same being Senate Bill No. 45) and that the bill and amendments be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 53 put on its third reading and final passage by the following vote:

Yeas—21.

Bailey.	Clark.
Bee.	Dayton.
Buchanan of Scurry.	Dean.
Caldwell.	Decherd.

Floyd.	McNealus.
Gibson.	Parr.
Hudspeth.	Smith.
Johnson of Hall.	Strickland.
King.	Westbrook.
Lattimore.	Woodward.
McCollum.	

Absent.

Buchanan of Bell.	Johnston of Harris.
Harley.	Robbins.
Hopkins.	

Absent—Excused.

Alderdice.	Page.
Hall.	Suiter.
Henderson.	

The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed finally.

Messages from the House.

Hall of the House of Representatives.
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 39, A bill to be entitled "An Act making deficiency appropriations for the support of the Texas School for the Blind for the year ending August 31, 1917, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House refused to pass the following bill:

H. B. No. 24, A bill to be entitled "An Act to aid the County of Chambers in constructing breakwaters, roads and bridges within said county by donating and granting to it, the said County of Chambers, the State ad valorem taxes collected on property and from persons in Chambers County for a period of ten years, and to provide a penalty for their misapplication."

Copy of bill herewith transmitted.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 17, A bill to be entitled "An Act to make certain emergency appropriations out of the general revenue for the several institutions for the fiscal year ending August 31, 1917, and declaring an emergency."

H. B. No. 78, A bill to be entitled "An Act making appropriations to pay various miscellaneous claims against the State, authorizing the payment of said miscellaneous items, except as otherwise stated in the item, on the taking effect of this Act, making appropriations for deficiencies incurred in the support of the State Government for the fiscal year ending August 31, 1917, for the purpose of meeting emergencies occurring during the fiscal year ending August 31, 1917, and making appropriations for the support and maintenance of the Adjutant General's Department for the three years ending August 31, 1918, and August 31, 1919, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (Lieutenant Governor Hobby) had referred, after their captions had been read, the following House bills:

H. B. No. 78, referred to Committee on Finance.

H. B. No. 17, referred to Committee on Finance.

Bills Signed.

The Chair (Lieutenant Governor Hobby) gave notice of signing and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 55, A bill to be entitled "An Act to amend an Act entitled 'An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces County, Texas, etc.,' passed by the First Called Session of the

Thirty-second Legislature, 1911, and approved August 31, 1911, by amending Section 3 thereof so as to provide for the assessment and collection of taxes by the assessor and collector of Nueces County, etc., and declaring an emergency."

S. B. No. 32, A bill to be entitled "An Act concerning loan and investment companies, defining same, and providing for their incorporation, powers and supervision."

S. B. No. 37, A bill to be entitled "An Act to amend Section 24, Chapter 80 of Senate Bill No. 460, being an Act passed by the Thirty-third Legislature of the State of Texas, creating a more efficient road system for Bastrop County, Texas, said Section 24 relating to the compensation of members of the commissioners' court and county judge of Bastrop County, Texas, ex officio road commissioners, and fixing the compensation of the county judge and commissioners' court for each and every day of service, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 23, A bill to be entitled "An Act to provide a home for lepers, and to provide for the isolation, care and treatment of persons suffering with leprosy and to make an appropriation therefor, and declaring an emergency."

S. B. No. 39, A bill to be entitled "An Act making appropriations for deficiencies in appropriations made for the support of the Texas School for the Blind, for the fiscal year ending August 31, 1917, and declaring an emergency."

S. B. No. 53, A bill to be entitled "An Act to amend Section 36 of House Bill No. 820, which was an Act creating a more efficient road system for Bowie County, Texas, passed at the Regular Session of the Thirty-fifth Legislature, etc."

Senate Bill No. 69.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 69, A bill to be entitled "An Act making appropriations to pay various miscellaneous claims against the State, authorizing the payment of said miscellaneous items, except as otherwise stated in the item, on the taking effect of this Act, mak-

ing appropriations for deficiencies incurred in the support of the State Government for the fiscal year ending August 31, 1917, and for the purpose of meeting emergencies occurring during the fiscal year ending August 31, 1917, and declaring an emergency."

On motion of Senator Hudspeth, the bill was laid on the table subject to call.

House Bill No. 14.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 14, A bill to be entitled "An Act to make appropriations for deficiencies in appropriations heretofore made for the support of the State Government for the fiscal years ending August 31, 1912, 1913, 1914, 1915 and 1916, to cover duly authorized deficiency claims registered in the office of the Comptroller of Public Accounts of the State of Texas, in accordance with law, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 14 put on its third reading and final passage by the following vote:

Yeas—21.

Bee.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	King.
Clark.	Lattimore.
Dayton.	McCollum.
Decherd.	McNealus.
Floyd.	Page.
Gibson.	Parr.
Henderson.	Sulter.
Honkins.	Woodward.
Hudspeth.	

Absent.

Bailey.	Robbins.
Buchanan of Bell.	Smith.
Dean.	Strickland.
Harley.	Westbrook.

Absent—Excused.

Alderdice. Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed by the following vote:

Yeas—21.

Bee.	Hudspeth.
Buchanan of Scurry.	Johnson of Hall.
Caldwell.	Johnston of Harris.
Clark.	Lattimore.
Dayton.	McCollum.
Dean.	McNealus.
Decherd.	Page.
Floyd.	Parr.
Gibson.	Sulter.
Henderson.	Westbrook.
Hopkins.	Woodward.

Absent.

Bailey.	Robbins.
Buchanan of Bell.	Smith.
Harley.	Strickland.
King.	

Absent—Excused.

Alderdice. Hall.

House Bill No. 15.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 15, A bill to be entitled "An Act to make appropriations to cover authorized deficiencies for the fiscal year ending August 31, 1916, and to cover deficiencies for a portion of the fiscal year ending August 31, 1917, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 15 put on its third reading and final passage by the following vote:

Yeas—22.

Bee.	Clark.
Buchanan of Scurry.	Dayton.
Caldwell.	Dean.

Decherd.	Lattimore.
Floyd.	McCollum.
Gibson.	McNealus.
Henderson.	Page.
Hopkins.	Parr.
Hudspeth.	Sulter.
Johnson of Hall.	Westbrook.
Johnston of Harris.	Woodward.

Absent.

Bailey.	Robbins.
Buchanan of Bell.	Smith.
Harley.	Strickland.
King.	

Absent—Excused.

Alderdice. Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed finally.

Senate Bill No. 72.

(By unanimous consent.)

On motion of Senator Bee, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 72 put on its second reading by the following vote:

Yeas—21.

Bailey.	Johnston of Harris.
Bee.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dean.	McNealus.
Decherd.	Page.
Gibson.	Parr.
Henderson.	Sulter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Buchanan of Bell.	Harley.
Clark.	Robbins.
Dayton.	Smith.
Floyd.	Strickland.

Absent—Excused.

Alderdice. Hall.

The Chair laid before the Senate on second reading:

S. B. No. 72, A bill to be entitled "An Act adding to and making a part of the Saspamco Independent School District of Bexar County, certain lands and territory adjoining thereto situated in Bexar County, Texas, for

school purposes, etc., and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Bee, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 72 put on its third reading and final passage by the following vote:

Yeas—22.

Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Dayton.	McCollum.
Dean.	McNealus.
Decherd.	Page.
Gibson.	Parr.
Henderson.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.

Absent.

Buchanan of Bell.	Robbins.
Clark.	Smith.
Floyd.	Strickland.
Harley.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Bee, was passed by the following vote:

Yeas—21.

Bailey.	Johnston of Harris
Bee.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dayton.	McNealus.
Decherd.	Page.
Gibson.	Parr.
Henderson.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Buchanan of Bell.	Harley.
Clark.	Robbins.
Dean.	Smith.
Floyd.	Strickland.

Absent—Excused.

Alderdice.	Hall.
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Senate Bill No. 74.

(By unanimous consent.)

On motion of Senator Gibson, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 74 put on its second reading by the following vote:

Yeas—21.

Bailey.	Johnston of Harris
Bee.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Gibson.	Parr.
Harley.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.
Johnson of Hall.	

Present—Not Voting.

Hudspeth.

Absent.

Buchanan of Bell.	Robbins.
Clark.	Smith.
Decherd.	Strickland.
Floyd.	

Absent—Excused

Alderdice.	Hall.
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The Chair laid before the Senate on second reading:

S. B. No. 74, A bill to be entitled "An Act passed by the Second Called Session of the Thirty-third Legislature, approved September 26, 1914, being an Act to provide a system of State bonded warehouses; and the same is hereby amended to read as follows, and any part or parts of the said Act approved September 26, 1914, in conflict herewith are hereby repealed."

The Senate rule requiring committee reports to lie over one day was adopted.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Gibson, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 74 put on its third reading and final passage by the following vote:

Yeas—24.

Bee.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	King.
Dayton.	Lattimore.
Dean.	McCollum.
Decherd.	McNealus.
Floyd.	Page.
Gibson.	Parr.
Harley.	Smith.
Henderson.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.

Absent.

Bailey.	Robbins.
Buchanan of Bell.	Strickland.
Clark.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Gibson, was passed finally.

Senate Bill No. 33.

Senator McCollum called up from the table, and the Chair laid before the Senate on second reading:

S. B. No. 33, A bill to be entitled "An Act amending Article 2939, Chapter 4, Title 49, Revised Civil Statutes of the State of Texas, 1911, and to regulate elections, and prescribing certain qualifications of voters thereat, and declaring an emergency."

Senator McCollum moved to adopt the minority (favorable) committee report.

The motion prevailed.

Senator Lattimore offered the following amendment:

Amend Senate bill No. 33, by striking out all after line 18, page 2, down to and including line 13 on page 4 and by inserting the following:

Any qualified elector as defined by the statutes of this State, who expects to be absent from the county of his residence, and at any other place in this State, on the day of the election may vote subject to the following conditions, to wit:

At some time not more than ten days nor less than three days prior to the date of such election such elector shall make his personal appearance before the county clerk of

the county of his residence, and if personally unknown to such clerk, shall be identified by at least two reputable citizens of such county, and shall deliver to such clerk his poll tax receipt or exemption certificate, entitling him to vote at such election, and said clerk shall deliver to such elector one ballot which has been prepared in accordance with the law for use in such election, which shall then and there be marked by said elector apart and without the assistance or suggestions of any other person, in such manner as said elector, shall desire, same to be voted, which ballot shall be folded and placed in a sealed envelope and delivered to said clerk who shall keep same so sealed, and who shall also keep said poll tax receipt or certificate open to the inspection of any person who may wish to examine or see same until the second day prior to said election, and said clerk shall on said second day place said poll tax receipt or certificate together with the said sealed envelope containing said marked ballot in another envelope which shall be by said clerk then mailed to the presiding judge of the voting precinct in which said elector lives. The postage for the entire correspondence herein made necessary to be provided by said elector, in the presence of the election officers provided by law, and on the day of such election between the hours of two and three o'clock the said presiding judge of same in the precinct, of the residence of said elector shall open the envelope containing said poll tax receipts and marked ballots and publicly announce that the ballot of such named elector is proposed to be cast, at which time any person who desires to challenge said vote and the right of same to be cast, shall be heard to present such challenge, and if there be no challenge of same, said vote shall be cast and counted according to the law; but if there be any challenge of such vote for legal cause same shall be heard and decided according to the law provided in the case of challenge; and in case no challenge is made, such poll tax receipt, after same is marked "Voted," as provided by law, shall be mailed back to the said county clerk. But in case of challenge, if challenged, such poll tax receipt together with affida-

vits relating thereto shall be mailed by said judge of election to the county clerk of such county who shall keep same for thirty days and if no demand is made for the production of same before any body or person in authority within said time, said county clerk shall deliver such receipt to the owners thereof. When voted the judge of election shall mark opposite the name of such absentee voter the word "Absentee." If any person wishing to vote as an absentee voter shall violate one of the provisions of this law, or shall vote or offer to vote illegally or in any case or at any place where he is not entitled to vote, or who shall make any false representation in any effort to be allowed to vote, or who shall attempt to vote on any poll tax receipt issued to any person other than himself, shall be deemed guilty of a violation of the law and upon conviction shall be punished by fine not more than one thousand dollars or by imprisonment in the county jail not more than two years or by both such fine and imprisonment.

And by renumbering Section 6 of the Act as Section No. 2 of the Act.
LATTIMORE.

Senator Dayton offered the following amendment to the pending amendment:

Amend the amendment by adding at the end thereof the following: "Provided this Act shall apply to any and all primary elections only."

Senator Parr moved to table the amendment to the amendment.

The motion was lost by the following vote:

Yeas—2.

McNealus. Parr.

Nays—23.

Bee.	Johnston of Harris
Buchanan of Bell.	King.
Buchanan of Scurry	Lattimore.
Caldwell.	McCollum.
Clark.	Page.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Gibson.	Sulter.
Harley.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Present—Not Voting.

Floyd. Johnson of Hall.

Absent.

Bailey. Hudspeth.

Absent—Excused.

Alderdice. Hall.

The amendment to the amendment was adopted.

Senator Parr moved to table the amendment as amended, which motion was lost.

The pending amendment as amended was then adopted.

Senator McNealus offered the following amendment:

Amend printed Senate bill No. 33 by striking out all of line 11, page 1.

On motion of Senator Dayton the amendment was tabled by the following vote:

Yeas—18.

Bee.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dayton.	Page.
Dean.	Smith.
Decherd.	Strickland.
Floyd.	Sulter.
Gibson.	Westbrook.
Johnston of Harris.	Woodward.

Nays—6.

Buchanan of Bell.	Johnson of Hall.
Clark.	McNealus.
Henderson.	Parr.

Present—Not Voting.

Hopkins.

Absent.

Bailey.	Hudspeth.
Harley.	Robbins.

Absent—Excused.

Alderdice. Hall.

Senator Page moved the previous question on the engrossment of the bill, which being duly seconded was so ordered.

The bill was read second time and passed to engrossment.

On motion of Senator McCollum, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 33 put on its third reading and final passage by the following vote:

Yeas—24.

Bee.	Buchanan of Scurry.
Buchanan of Bell.	Caldwell.

Clark.	King.
Dayton.	Lattimore.
Dean.	McCollum.
Decherd.	Page.
Floyd.	Parr.
Gibson.	Robbins.
Henderson.	Smith.
Hopkins.	Strickland.
Johnson of Hall.	Suiter.
Johnston of Harris.	Westbrook.

Nays—1.

McNealus.

Absent.

Bailey.	Hudspeth.
Harley.	Woodward.

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator McCollum, was passed finally.

Senator McCollum moved to reconsider the vote by which Senate Bill No. 33 was passed and table the motion to reconsider.

The motion to table prevailed.

Messages from the House.

Hall of the House of Representatives,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 94, A bill to be entitled "An Act creating Smyrna Common School District No. 43 of Milam county, Texas; providing a board of trustees therefor; providing that said common school district and the board of trustees thereof shall have and enjoy all the rights, powers, privileges and duties imposed and conferred by the general statutes of Texas upon common school districts in this State, and declaring an emergency."

H. B. No. 95, A bill to be entitled "An Act to incorporate the Milano Independent School District in Milam county, Texas; placing said independent school district under the general statutes governing school districts incorporated for school purposes only under the general laws of Texas; providing a board of trustees there-

for; providing that outstanding indebtedness of Milano Common School District No. 44 of Milam County, including bonds, shall not be invalidated by this Act, and declaring an emergency."

Does not concur in Senate amendments to House Bill No. 53, and requests the appointment of a Free Conference Committee.

Concurs in Senate amendments to House Bill No. 27.

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 45, A bill to be entitled "An Act providing compensation for county attorneys in counties having a population of more than 100,000 where there is no district attorney of fees, commissions and perquisites earned by such office, and repealing all laws fixing a maximum compensation allowed such county attorney for services rendered, and repealing all laws requiring such county attorney to pay over any excess fees, and declaring an emergency," with engrossed rider.

H. B. No. 93, A bill to be entitled "An Act to vest title to the property near the intersection of Nineteenth Street and East Avenue in the city of Austin, Travis county, Texas, belonging to the Blind Asylum in the University of Texas, and to direct conveyance thereof to the State University."

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 91, A bill to be entitled "An Act enlarging and establishing the Cleveland Independent School District, Cleveland, Liberty County, Texas; defining its boundaries; providing for a board of trustees to manage and control the public

schools within said district; investing said district with all the rights, powers, privileges and duties of an independent school district; providing for the assumption and refunding by the Cleveland Independent School District, Cleveland, Liberty County, Texas, herein defined and established of all indebtedness, bonded and otherwise, of the Cleveland Independent School District, Cleveland Liberty, County, Texas, heretofore created and existing, validating such indebtedness and repealing any and all laws insofar as they conflict herewith, and declaring an emergency."

Respectfully,

BOB BARKER.

Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the
Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 97, A bill to be entitled "An Act to amend an Act passed by the Second Called Session of the Thirty-third Legislature, approved September 26, 1914, being 'An Act to provide a system of State bonded warehouses'; and the same is hereby amended to read as follows, and any part or parts of the said Act, approved September 26, 1914, in conflict herewith, are hereby repealed."

H. B. No. 96, A bill to be entitled "An Act adding to and making a part of the Saspanco Independent School District of Bexar County, certain lands and territory adjoining thereto situate in Bexar County, for school purposes; giving the board of trustees of said district power and jurisdiction over said lands and territories, and the inhabitants thereof; exempting such added territory from the bonded indebtedness of the Saspanco School District now existing against said district; validating the incorporation proceedings of said independent school district, and its bonded indebtedness, and declaring an emergency."

Respectfully,

ED GRAHAM.

Acting Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (Lieutenant Governor Hobby) had referred, after their captions had been read, the following House bills:

H. B. No. 94, referred to the Committee on Educational Affairs.

H. B. No. 95, referred to the Committee on Educational Affairs.

H. B. No. 91, referred to the Committee on Educational Affairs.

H. B. No. 93, referred to the Committee on Public Lands and Land Office.

H. B. No. 45, referred to the Committee on Civil Jurisprudence.

H. B. No. 96, referred to the Committee on Educational Affairs.

H. B. No. 97 referred to the committee on Agricultural Affairs.

House Bill No. 86.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 86, A bill to be entitled "An Act to amend Chapter 189 of the General Laws passed by the Thirty-fifth Legislature of the State of Texas, 1917, entitled 'An Act to amend Section 8, Chapter 119 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-second Legislature of the State of Texas, 1911,' relating to official shorthand reporters' compensation in certain counties, and declaring an emergency."

On motion of Senator Caldwell, the bill was laid on the table subject to call.

House Bill No. 57.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 57, A bill to be entitled "An Act to validate purchases of school land made on condition of settlement and residence in cases where the purchasers have failed to file affidavits of settlement within the time required by law, and to validate and provide for the issuance of certificates of occupancy in cases where the purchasers shall reside on their lands for the period of time required

by law, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Johnson of Hall, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 57 put on its third reading and final passage by the following vote:

Yeas—25.

Bee.	King.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Hopkins.	Westbrook.
Johnson of Hall.	Woodward.
Johnston of Harris.	

Absent.

Bailey.	Henderson.
Harley.	Hudspeth.

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Johnson of Hall, was passed by the following vote:

Yeas—25.

Bailey.	Johnston of Harris.
Bee.	King.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Floyd.	Suiter.
Gibson.	Westbrook.
Hopkins.	Woodward.
Johnson of Hall.	

Absent.

Harley.	Hudspeth.
Henderson.	McCollum.

Absent—Excused.

Alderdice.	Hall.
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Senate Bill No. 75.

(By unanimous consent.)

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 75 put on its second reading by the following vote:

Yeas—26.

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hopkins.	Suiter.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Absent.

Bailey.	Henderson.
Harley.	

Absent—Excused.

Alderdice.	Hall.
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The Chair laid before the Senate on second reading:

S. B. No. 75, A bill to be entitled "An Act to amend Sections 4, 5, 6, 7, 8, 9, 10 and 11 of an Act to provide a special road law for Denton county, Texas, etc."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 75 put on its third reading and final passage by the following vote:

Yeas—27.

Bee.	Floyd.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Henderson.
Caldwell.	Hopkins.
Clark.	Hudspeth.
Dayton.	Johnson of Hall.
Dean.	Johnston of Harris.
Decherd.	King.

Lattimore.	Smith.
McCollum.	Strickland.
McNealus.	Suiter.
Page.	Westbrook.
Parr.	Woodward.
Robbins.	

Absent.

Bailey.	Harley.
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Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Hopkins, was passed by the following vote:

Yeas—26

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hopkins.	Suiter.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Absent.

Bailey.	Henderson.
Harley.	

Absent—Excused.

Alderdice.	Hall.
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House Bill No. 53—Free Conference Committee Elected.

Senator Dayton made the following written motion:

I move that the Senate grant the request of the House for a Free Conference on House Bill No. 53, being the Departmental Bill and recommend that the following members be elected to serve on said committee: Hudspeth, Clark, Parr, Decherd, Hopkins.

DAYTON.

The motion was read and adopted, carrying the election of the committee above named.

On motion of Senator Hudspeth the name of Senator Page was substituted for that of Senator Hopkins as a member of the foregoing committee.

House Bill No. 27—Request for Return from the House.

Senator Dean moved that the Senate request the House to return House Bill No. 27 to the Senate for correction.

The motion was adopted.

House Bill No. 78.

(By unanimous consent.)

On motion of Senator Hudspeth the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 78 put on its second reading by the following vote:

Yeas—24.

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Henderson.	Suiter.
Hudspeth.	Westbrook.

Absent.

Bailey.	McCollum.
Harley.	Woodward.
Hopkins.	

Absent—Excused.

Alderdice.	Hall.
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The Chair laid before the Senate on second reading:

H. B. No. 78, A bill to be entitled "An Act making appropriations to pay various miscellaneous claims against the State, authorizing the payment of said miscellaneous items, except as otherwise stated in the item, on the taking effect of this Act, making appropriations for deficiencies incurred in the support of the State government for the fiscal year ending August 31, 1917, for the purpose of meeting emergencies, occurring during the fiscal year ending August 31, 1917, and making appropriations for the support and maintenance of the Adjutant General's Department for the three years ending August 31, 1918, and August 31, 1919, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report carrying amendments and that the bill and the amendment be not printed was adopted.

Senator Bee offered the following amendment:

(1) Amend the bill as amended by committee amendment by adding after line 3, page 9, the following: "To be refunded to George A. Sneckner for erroneous payment of taxes for the years 1888 to 1915, inclusive, in Webb county on 7540 acres of land, abstract No. 65, \$719.16," and renumbering same.

The amendment was adopted by the following vote:

Yeas—13.

Bee.	King.
Caldwell.	Lattimore.
Dayton.	Page.
Gibson.	Parr.
Harley.	Westbrook.
Hudspeth.	Woodward.
Johnston of Harris.	

Nays—12.

Buchanan of Bell.	Henderson.
Buchanan of Scurry.	Johnson of Hall.
Clark.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Floyd.	Suiter.

Absent.

Bailey.	McCollum.
Hopkins.	McNealus.

Absent—Excused.

Alderdice.	Hall.
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Senator Johnston of Harris offered the following amendment which was read and adopted:

(2) Amend Senate Bill No. 69, by inserting after line 18, page 8, the following: "to have erected on the campus of the A. & M. College, a life size monument to General Lawrence Sullivan Ross, same to be under the direction of the Governor, the Superintendent of Public Buildings and Grounds and the President of the A. & M. College, five thousand (\$5,000.00) dollars."

(President Pro Tem. Suiter in the chair.)

17—1C

Senator Harley offered the following amendment:

Amend the bill, page 8, and following line 2, by inserting the following:

To refund claims filed with the Comptroller of Public Accounts, of certain religious, charitable, educational, fraternal and mutual aid associations, for refund of franchise taxes erroneously paid \$3,207.00.

On motion of Senator Johnson of Hall, the amendment was tabled by the following vote:

Yeas—16.

Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Dean.	Page.
Decherd.	Robbins.
Floyd.	Smith.
Henderson.	Strickland.
Johnson of Hall.	Suiter.
Johnston of Harris.	Westbrook.

Nays—7.

Bee.	Harley.
Caldwell.	King.
Clark.	Parr.
Dayton.	

Present—Not Voting.

Hudspeth.

Absent.

Bailey.	McCollum.
Gibson.	Woodward.
Hopkins.	

Absent—Excused.

Alderdice.	Hall.
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Senator King offered the following amendment:

(3) Amend the bill by adding immediately before the total on line 5, page 9, the following: To T. H. Downes for services rendered in the absence of the district attorney in the years 1914 and 1915, in the First Judicial District of Texas \$245.00.

The amendment was read and adopted by the following vote:

Yeas—17.

Bee.	Hopkins.
Buchanan of Bell.	Hudspeth.
Buchanan of Scurry.	King.
Caldwell.	McNealus.
Dayton.	Page.
Dean.	Parr.
Floyd.	Strickland.
Gibson.	Westbrook.
Harley.	

Nays—6.

Henderson.	Robbins.
Johnson of Hall.	Smith.
Lattimore.	Sulter.

Absent.

Bailey.	Johnston of Harris.
Clark.	McCollum.
Decherd.	Woodward.

Absent—Excused.

Alderdice.	Hall.
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Senator Dayton offered the following amendment which was read and adopted:

(4) Amend Senate Bill No. 78, as amended by adding on page 5, between lines 9 and 10, the following: "Girls' Training School, Gainesville, Texas."

To pay for fire extinguishers and hose; repairing deep well pump, grading and plumbing, \$3,500.00

Senator Dean offered the following amendment which was read and adopted:

(5) Amend the bill as amended page 4, line 8, by striking out \$50,000 and inserting in lieu thereof \$20,000.

Senator Caldwell offered the following amendment which was read and adopted:

(6) Amend House Bill No. 78, as amended page 4, line 1, by inserting between the words "retail" and "liquor" the words "malt or retail."

Senator Hudspeth offered the following amendment which was read and adopted:

(7) Amend the bill, page 18, between lines 8 and 9, by adding the following: To pay district judge and district attorney for Eighty-third Judicial District of Texas from date of their appointment to September, 1917, two thousand (\$2,000) or so much thereof as may be necessary.

Senator Page offered the following amendments which were read and adopted being voted on separately:

(8) Amend the bill as amended by striking out lines 27 to 30, page 3 of the printed bill.

(9) Amend the bill as amended page 15, line 12, by changing the words "Alligator Oil Co." to read "Alligator Oil Clothing Co."

(10) Amend House Bill No. 78, as amended by adding on page 8, after line 30, the following:

"For completion of marking and designating and laying out King's Highway, \$3000.00."

Senator Henderson offered the following amendment which was read and adopted:

(11) Amend the bill by adding immediately after amendment No. 3, the following: "To Elmer L. Lincoln, county attorney Cass County, for services rendered in absence of district attorney in the year 1916 in the Fifth Judicial District, Texas, \$75.00."

Senator Caldwell offered the following amendment, which was read and adopted:

(12) Amend House Bill No. 78, as amended page 12, line 7, by striking out the letter "L" and insert in lieu thereof the word "Iron."

The bill was read second time and passed to its third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House bill No. 78 put on its third reading and final passage by the following vote:

Yeas—23.

Bee.	Johnston of Harris.
Buchanan of Bell.	Wing.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Smith.
Gibson.	Strickland.
Henderson.	Sulter.
Honking.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Nays—1.

Robbins.

Absent.

Bailey.	Harley.
Clark.	McCollum.
Floyd.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed finally.

Vote Rescinded.

Senator McNealus made the following written motion:

I move to rescind the action of the Senate by which the amendment offered by Harley to House Bill No. 78 was defeated, and he be allowed to furnish itemized statement of claims in the form of amendment to the Free Conference Committee.

McNEALUS.

The motion was read and adopted.

Message from the House.

Hall of the House of Representatives.
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House grants the request of the Senate for the return of House Bill No. 27 for correction, and the bill is herewith returned.

Respectfully,

ED GRAHAM,

Acting Chief Clerk, House of Representatives.

House Bill No. 88.

(By unanimous consent.)

On motion of Senator Johnson of Hall, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 88 was put on its second reading by the following vote:

Yeas—23.

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dean.	Parr.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.
Johnson of Hall.	

Absent.

Bailey.	Hudspeth.
Dayton.	McCollum.
Harley.	Robbins.

Absent—Excused.

Alderdice.

Hall.

The Chair laid before the Senate on second reading:

H. B. No. 88, A bill to be entitled "An Act to establish Common School District No. 9 in Dickens County, Texas, etc., and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Johnson of Hall, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 88 put on its third reading and final passage by the following vote:

Yeas—25.

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Henderson.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Bailey.	Harley.
Clark.	McCollum.

Absent—Excused.

Alderdice.

Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Johnson of Hall, was passed finally.

House Bill No. 92.

(By unanimous consent.)

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 92 put on its second reading by the following vote:

Yeas—22.

Bee.	Buchanan of Scurry.
Buchanan of Bell.	Caldwell.

Dayton.	Lattimore.
Dean.	McNealus.
Decherd.	Page.
Floyd.	Parr.
Gibson.	Robbins.
Hopkins.	Smith.
Johnson of Hall.	Strickland.
Johnston of Harris.	Suiter.
King.	Woodward.

Absent.

Bailey.	Hudspeth.
Clark.	McCollum.
Harley.	Westbrook.
Henderson.	

Absent—Excused.

Alderdice.	Hall.
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The Chair laid before the Senate on second reading:

H. B. No. 92, A bill to be entitled "An Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature, being Senate Bill No. 433, etc."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 92 put on its third reading and final passage by the following vote:

Yeas—22.

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Davton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Gibson.	Smith.
Henderson.	Strickland.
Hopkins.	Suiter.
Johnson of Hall.	Woodward.

Absent.

Bailey.	Hudspeth.
Clark.	McCollum.
Floyd.	Westbrook.
Harley.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Parr, was passed by the following vote:

Yeas—22.

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Davton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hopkins.	Suiter.
Johnson of Hall.	Woodward.

Absent.

Bailey.	Hudspeth.
Clark.	McCollum.
Harley.	Westbrook.
Henderson.	

Absent—Excused.

Alderdice.	Hall.
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House Bill No. 27—Vote Rescinded.

Senator Dean called up House Bill No. 27 and moved to rescind the vote by which the bill was passed finally by the Senate today.

The motion prevailed unanimously.

Senator Dean offered the following amendment, which was read and adopted by unanimous vote:

Amend the bill by striking out of Section 1 the figures 6213, change the figures 6225 to 6223 on page 6, and strike out the word "to" between the word "Texas" and the word "hereafter" in Section 1, page 1, and insert in lieu thereof the words, "be amended so that said Articles shall."

The bill was laid before the Senate, read third time and, on motion of Senator Dean, was passed finally.

House Bill No. 85.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 85, A bill to be entitled "An Act to amend Chapter 52 of the General Laws of the Thirty-fifth Legislature, so as to provide for holding four terms of court in Taylor County, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and, on motion of Senator Buchanan of Scurry, was passed to third reading.

House Bill No. 26.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 26, A bill to be entitled "An Act to amend Chapter 207 of the laws of the Thirty-fifth Legislature, Regular Session, pages 474 to 485, published laws of said session, regulating the operation of motor vehicles on the public highways in this State, and approved by the Governor April 9, 1917, by adding thereto, after Section 44, Sections 45 and 46, providing in substance that all violations of said Act for which specific penalties are not herein provided shall constitute a misdemeanor, and fixing the punishment therefor; and further, giving peace officers the right to arrest without warrant for offenses against said Act committed in their view or within their presence, and declaring an emergency."

On motion of Senator Caldwell, the bill was laid on the table subject to call.

Adjournment.

At 6:25 o'clock p. m., on motion of Senator Johnston of Harris, the Senate adjourned until 10 o'clock tomorrow.

APPENDIX.

Petitions and Memorials.

Senator Caldwell offered a telegram in behalf of John M. Adams from the members of the Child and Animal Protection Bureau of Fort Worth, and urging an appropriation for same.

A telegram to John M. Adams was offered by Senator Caldwell, from John R. Nelson of Fort Worth, denying authority to use his name against the Child and Animal Protection Bureau.

Senator McNealus offered a telegram from the Juvenile Board at Dallas urging appropriation for the Boys' Training School at Gatesville.

A telegram from Dallas to Senator McNealus, opposing the "Full Crew Bill."

Numerous telegrams were received opposing reduction of the salary of the Banking Commissioner. Those offering telegrams were Senators McNealus, Clark, Dayton, Bee, Floyd, Smith, Lattimore, Henderson and Johnston.

A numerous signed petition from the Bexar County Humane Society was read, opposing appropriation for the Bureau of Child and Animal Protection.

Senator Buchanan of Scurry offered a numerous signed petition from Pyote, Texas, in behalf of the Agricultural Department.

Senate Chamber,

Austin, Texas, May 10, 1917.

Senator J. M. Alderdice, Waxahachie, Texas.

Dear Senator: I am instructed by unanimous vote of the Senate to extend to you the sympathy of all of your colleagues in this hour of trouble and anxiety, on account of the illness of your dear wife. They desire me to say to you that it is the sincere wish of the entire Senate that your wife may be restored to health, and to tell you that each and every member of this body stands ready at any time to give you assistance, if it were in their power to do so.

May you be able to reconcile yourself to the fact that the Supreme Ruler of the Universe guides and directs the affairs of men for their good, even though the pathway is rough and the hour dark.

Very truly yours,

JOHN D. M'CALL,

Secretary of the Senate.

Waxahachie, Texas, May 12, 1917.

Hon. Jno. D. McCall, Secretary of the Senate, Austin, Texas.

Dear Sir: I wish to acknowledge receipt of your favor advising me of the action of my fellow Senators in their kind remembrance and expression of sympathy during these sad hours through which I am passing. My dear wife still lingers, with no hope for her recovery left us, and as I watch over her from day to day, powerless to help her, I can appreciate the kindness of friends as never before.

I am deeply touched by their ac-

tion and would love to take each of them by the hand and thank him.

Thanking you for your many kindnesses, I am

Very truly yours,

J. M. ALDERDICE.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 72 carefully compared, and finds the same correctly engrossed.

WESTBROOK, Vice Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 75 carefully compared, and find same to be correctly engrossed.

WESTBROOK, Vice Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 61 carefully compared, and find same to be correctly engrossed.

WESTBROOK, Vice Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 54 carefully compared, and finds the same correctly engrossed.

WESTBROOK, Vice Chairman.

Special Committee Report.

(Educational Survey.)

Committee Room,
Austin, Texas, May 12, 1917.

Hon. W. P. Hobby, President of the Senate;

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: The work assigned the joint committee under Senate Con-

current Resolution No. 13, passed during the Regular Session of the Thirty-fifth Legislature, was too important and involved too much time, research, inquiry and labor to be passed over lightly, therefore the committee has sought to deal with the problems associated therewith in a manner consistent with their respective relationships and bearing upon sane and just legislation.

But the time at the disposal of the committee has been entirely too short to permit of an investigation and a finding such as was required in order to properly pass upon the questions at issue, and for this reason the committee begs leave to report that, in its judgment, while certain definite findings and recommendations can not be submitted to the extent desired, by which the Legislature may gauge its actions, still we are of the opinion that much good has resulted from the hearings held, and that a predicate has been laid by which either this committee or another similar committee for some future Legislature might arrive at an adequate and equitable conclusion, after conducting an investigation at greater length and with more detail than has been possible under the circumstances connected with the work of this committee thus far.

Senate Concurrent Resolution No. 13, as passed by the Thirty-fifth Legislature in regular session and signed by the Governor, reads as follows:

"Whereas, Your committee on Agriculture and sub-committee on Agriculture have found from testimony and hearings before them that there is conflict, duplication and repeating in the work carried on by the Agricultural and Mechanical College, the University of Texas, the College of Industrial Arts, the State Department of Education, the Warehouse and Marketing Department and the State Department of Agriculture; and

"Whereas, Said committees have found out from said hearings that there is friction existing among said institutions, resulting from said duplicating and repeating work; and

"Whereas, It appears that said institutions can not agree among themselves upon the functions and lines along which each should act so as not to interfere with, overlap and

impede the progress of each other; therefore be it

"Resolved, By the Senate, the House concurring, that a joint committee of this Legislature composed of two Senators and three members of the House be appointed by the President of the Senate and the Speaker of the House to consider, investigate and determine under the Constitution and laws of Texas, the distinct and specific fields of operation to be pursued by each of said institutions, so as to avoid and eliminate the duplicating and friction existing among said institutions, and that said committee be allowed sufficient time to minutely go into these matters and prescribe the exact sphere of each of said institutions, to the end that this Legislature be requested to make appropriations for each institution in the sphere of activity as prescribed by this committee only, and the duplicating, repeating and overlapping done by said institutions may be entirely eliminated, so that each shall perform certain specific acts and things as provided by law, and to the end that each institution may be strengthened in its own sphere of usefulness and an enormous amount of money saved to the taxpayers of Texas."

This resolution was the deliberate action of both houses of the Legislature. Hon. W. P. Hobby, President of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives, appointed as members on this joint committee Hons. George W. Dayton and Carlos Bee for the Senate, and Hons. James T. Denton, R. L. McDowra and T. T. Thomason for the House. On April 23rd, a preliminary meeting of the committee was held, and the following notice was prepared and mailed to each of the parties interested:

"A public hearing will be conducted by this committee beginning Wednesday, April 25th, at 2 p. m., to continue until all parties at interest have been heard, and the heads of the various departments and institutions receiving this notice are hereby requested to appear before said committee and furnish the committee with itemized statements of their expenditures for all extension work done the past two years, together with the amounts asked to be appropriated for this work in 1918 and 1919."

The committee met promptly at 2 p. m., Wednesday, April 25th, and the minutes show that hearings were conducted on April 25th, April 26th, April 27th and April 30th. Present at these hearings were Pres. F. M. Bralley, for the College of Industrial Arts; Col. Clarence Ousley and Prof. S. B. Holman, for the extension service of the A. & M. College; President Bissell, Prof. Elliott and Mr. C. C. French, for the A. & M. College; Dr. Robert E. Vinson and Dr. Shurter, for the University; Commissioner F. W. Davis and Chief Clerk B. F. Chapman, for the State Department of Agriculture; Hon. F. C. Weinert, for the Warehouse and Marketing Department; Supt. W. F. Doughty, for the State Department of Education; Mr. J. W. Neill and Judge E. R. Kone, for the Farmers Institute work of the State Department of Agriculture; Prof. B. C. Tharp, for the Department of Agriculture. Besides those here mentioned and noted in the minutes of the committee, several others for each of the institutions and departments represented at the hearings were given the opportunity to make statements about their respective employments.

We have taken quite a large volume of oral, printed and written testimony, the oral being from the heads and chief clerks of the departments and institutions involved, and the printed and written testimony consisting of bulletins, leaflets, manuscripts, correspondence, telegrams, etc., which explain the character and volume of the extension service carried on by these organizations.

We find that on February 8 1917, an agreement was signed by W. F. Doughty, for the State Department of Education; F. M. Bralley, for the College of Industrial Arts; Robert E. Vinson, for the University of Texas; W. B. Bissell, for the A. & M. College; W. H. Bruce, for the four State Normals, and by Charles S. Meek, Alvin Dille, E. T. Genheimer, J. G. Fuqua, Oscar H. Coover and J. C. Williams, for the city and high schools and the senior and junior independent colleges of Texas, whereby the duties and prerogatives respectively of all the State's educational institutions were clearly outlined and defined, and the so-called extension work together with other important studies was placed under the

general supervision of the State Department of Education. Each institution is bound by this agreement and can not duplicate nor overlap any of the others in their work, whether it be for extension service or otherwise. Apparently the State's educational interests are now correlated and co-operative in all essential parts and branches, which will undoubtedly effect much good both in economy of management and efficiency of service, and the agreement thus voluntarily entered into by these institutions effectually answers the inquiry which this committee was specially delegated to direct to them.

For example, as a result of this agreement the following items were eliminated from the budget of the University of Texas, in asking for appropriations for 1918 and 1919, that were carried on the budget for 1916 and 1917 at a total cost of \$58,278.35, to wit:

- Division of Home Economics.
- Division of Human Conservation.
- Division of Public Discussion.
- Division of Public School Improvement.
- Division of Public School Interests.
- Division of Public Welfare.

The reports from the other educational institutions were not furnished the committee in as concrete and understandable a form as that of the University of Texas, but we gather nevertheless that proportionately an equal amount in saving of public funds and achievement in efficiency has been effected by all parties to the agreement.

We regret to report that the chiefs of the State Department of Agriculture, the State Warehouse and Marketing Department and the Division of Extension Service for Agricultural and Mechanical College have not furnished us any such concrete and tangible data relating to their methods of business as showing that their affairs are conducted with a mutual understanding and appreciation of each other's relative importance. In the judgment of this committee, the heads of these departments of public service should come together and sign a working agreement similar to that of the educational institutions of the State. As indicative, however, of their disposition to do so, we will say that at the conclusion of the public hearings by this committee several representatives

of the A. & M. College accepted the invitation of Mr. Neill and Mr. Kone for the State Agricultural Department and personally visited the offices of the State Department of Agriculture. They were shown through the entire department and the functions and extent of the department's work were explained in detail to them, and as a consequence they left the department with a better understanding of its importance and with a more kindly feeling toward the department's staff than they previously entertained.

In turn the A. & M. College representatives cordially invited the staff of the State Department of Agriculture to visit their institution at any time, to accept of their hospitalities, and the invitation was promptly accepted and we trust that it will be acted upon at an early date. During this visit and exchange of courtesies both parties pledged their hearty co-operation hereafter, to the end that duplication of service shall be reduced to the minimum and all friction and animosity among themselves and their friends forever banished. In the judgment of this committee, if nothing else has been accomplished by our labors, we believe that the establishment of the knowledge that a working agreement now actually exists between the State's educational institutions, which completely answers the purposes of our appointment in that direction, and the fact that the chiefs of the State Department of Agriculture and the Division of Extension Service of the A. & M. College have been brought together and have pledged their co-operation in the future wherever practicable, fully justifies the creation of this committee and is sufficient evidence of the earnestness and fairness of our purpose and of the hearings we conducted.

Owing to the short time left to this session of the Legislature, we know that no laws can be enacted specifically defining the duties of the Department of Agriculture and the extension department of the A. & M. College, or rather restricting each to particular activities, we believe that it would be consistent with sound business principles, and at the same time prevent a waste of energies, if some future legislature would pass laws conferring upon the extension department of the A. & M. College the duties of carrying to the people all the information of an educational character pertaining to the pro-

motion of agriculture by means of county demonstration agents, both men and women, and demonstrations by means of movable schools. While the Department of Agriculture should perform all the duties of an executive character, or those laws pertaining to agriculture to which penalties are attached, and which require the exercise of the police powers of the State, should be vested in this Department. But until this is done we recommend that the heads of the State Warehouse and Marketing Department join the Commissioner of Agriculture and the Director of the Extension Service of the A. & M. College in the formulation and signing of an amicable working agreement, such as has been consummated by the heads of the State's educational institutions.

Bearing in mind the peculiar economic conditions existing not only in Texas, but throughout the United States at this time, which demand the wisest and most liberal policies of government possible in promoting and strengthening the country's productive forces, in the judgment of this committee it behooves all citizens and public officials to cultivate and inculcate a spirit of genuine co-operation, both in private and public affairs, therefore we advise that the different branches of the public service, especially those given hearings before this committee, come together more closely than they have heretofore and learn to understand and appreciate each other's rights and services better than they have in the past.

We find that the canning club work is being done by both the Department of Agriculture and through the extension service of the A. & M. College, particularly in North Texas. By co-operation under the terms of a working agreement, this duplication and overlapping might be avoided.

We find that the United States Department of Agriculture directs all of the work, and the national government bears one-half of the expense done through the extension service of the A. & M. College. The budget asking appropriations for the extension service for the years 1918 and 1919, to be paid out of the State's funds, carries a total of \$238,735.00. Under the terms of the Smith-Lever Act of Congress, the national government gives

to the State an equal amount appropriated by the State, and if this be done for the next two years the extension service of the A. & M. College will have a fund aggregating \$477,470.00 to be used in Texas. In view of the importance of the work and the pressing need for funds to carry it on, the committee approves the appropriations asked for in the A. & M. College budget for 1918 and 1919 to be used in the extension service in Texas.

We find that the Texas statutes clearly define the duties and prerogatives of the State Commissioner of Agriculture, and that under the law he is directed to be the executor of all agricultural laws in this State; to conduct farmers' institutes; to look to the advancement of the livestock interest; the propagation of edible nuts; to foster bee culture, forestry and grasses; to go into the fields, study the nature of insect pests and plant diseases and to give remedies for the control and destruction of same; to inspect nurseries and orchards and to enforce the law in regard to the improvement of nursery and orchard stocks. In addition to the foregoing prescribed duties of the Commissioner of Agriculture, the Thirty-fifth Legislature has further imposed upon him the administration of the grading and packing law and besides he is chairman of the Board of supervisors of Warehouses, and the committee approves the appropriation asked for by the State Department of Agriculture.

The committee regrets that because of the lack of time and the consequent insufficiency of its investigation, it is not prepared to suggest any changes in the statutes relating to the State Department of Agriculture and the A. & M. College.

Respectfully submitted,

GEO. W. DAYTON,

Chairman.

JAMES F. DENTON,

Secretary.

CARLOS BEE

Senator 24th Dist.

THOMASON

of Nacogdoches.

R. L. McDOWRA.

The foregoing report was filed and ordered printed in the Journal by the Senate.

Committee Reports.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 88, A bill to be entitled "An Act to establish Common School District No. 9 in Dickens County, Texas, and extending its boundaries so as to include certain lands heretofore in Common School District No. 6 of said Dickens County, Texas, provided that such parts of Common School District No. 6 of said Dickens County, etc., and declaring an emergency."

Have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass and be not printed.

BEE, Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Finance Committee, to whom was referred

H. B. No. 15, A bill to be entitled "An Act to make appropriations to cover authorized deficiencies for the fiscal year ending August 31, 1916, and to cover authorized deficiencies for a portion of the fiscal year ending August 31, 1917, and declaring an emergency."

Have had the same under consideration, and I am instructed to report said bill back to the Senate, with the recommendation that it do pass and be not printed.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We your Finance Committee to whom was referred

H. B. No. 14, A bill to be entitled "An Act to make appropriations for deficiencies in appropriations heretofore made for the support of the State Government for the fiscal years ending August 31, 1912, 1913, 1914, 1915 and 1916, to cover duly authorized deficiency claims registered in the office of the Comptroller of Public Accounts of the State of Texas,

in accordance with law, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report said bill back to the Senate, with the recommendation that it do pass and be not printed.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 53, A bill to be entitled "An Act making appropriations for the support of the State Government for two years, beginning September 1, 1917, and ending August 31, 1919, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report same back to the Senate, with the recommendation that it do pass, with the following committee amendment, that it be not printed, and that the committee amendment be not printed at all.

Committee amendment:

Amend House Bill No. 53 by striking out all after the caption and insert in lieu thereof the following (which is Senate Bill No. 45).

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 78,

Have had same under consideration, and I am instructed to report said bill back to the Senate, with the recommendation that it do pass with the following committee amendment, and that said bill be not printed and that said committee amendment be not printed at all.

Committee Amendment:

Strike out all after the enacting clause and insert in lieu thereof all of Senate Bill No. 69 after the enacting clause, a copy of said Senate Bill No. 69 being hereto attached.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred H. B. No. 94, A bill to be entitled "An Act creating Smyrna Common School District No. 43, in Milam County, Texas; providing a board of trustees therefor; providing that said common school district and the board of trustees thereof shall have and enjoy all the rights, powers, privileges and duties imposed and conferred by the general statutes of Texas upon common school districts in this State, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass and be not printed.

BEE, Chairman.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

H. B. No. 95, A bill to be entitled "An Act to incorporate the Milano Independent School District in Milam County, Texas, placing said independent school district under the general statutes governing school districts incorporated for school purposes only under the General Laws of Texas; providing a board of trustees therefor; providing that outstanding indebtedness of Milano Common School District No. 44 of Milam County, including bonds, shall not be invalidated by this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass and be not printed.

BEE, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

H. B. No. 91, A bill to be entitled "An Act enlarging and establishing the Cleveland Independent School Dis-

trict, Cleveland, Liberty County, Texas; defining its boundaries; providing for a board of trustees to manage and control the public schools within said district, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass and be not printed.

BEE, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Agricultural Affairs, to whom was referred

H. B. No. 97, A bill to be entitled "An Act to amend an Act passed by the Second Called Session of the Thirty-third Legislature, approved September 26, 1914, being 'An Act to provide a system of State bonded warehouses'; and the same is hereby amended to read as follows, and any part or parts of the said Act, approved September 26, 1914, in conflict herewith are hereby repealed,"

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass and be not printed.

Woodward, Chairman; Gibson, Buchanan of Scurry, Floyd, Buchanan of Bell, Dayton, Decherd, Suiter.

Committee Room,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 73, A bill to be entitled "An Act amending Article 303, Revised Penal Code of Texas, providing limitations and exceptions upon and to the provisions of Article 302, Revised Penal Code, 1911, relating to selling, etc., on Sunday, so as to exempt from the provisions of Article 302, Penal Code, 1911, the selling, etc., of gasoline, and declaring an emergency."

Have had the same under consideration, and I am instructed to report

the same back to the Senate, with the recommendation that it do pass and be not printed.

Page, Chairman; Henderson, Caldwell, Dayton, Hudspeth, Strickland.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 92, A bill to be entitled "An Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas passed at the regular session of the Thirty-fifth Legislature, being Senate Bill No. 433, being an Act to amend Section 6 and 6a of an Act to reorganize the Twenty-eighth Judicial District of the State of Texas, fixing the terms of court in the criminal and civil districts for the counties of Nueces, Kleberg, Willacy and Cameron so as to correct a conflict of the terms of the district courts of Willacy and Cameron Counties and to repeal all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Buchanan of Scurry, Chairman; Parr, Henderson, King, Sulter, Dean.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries to whom was referred

S. B. No. 75, A bill to be entitled "An Act to amend Sections 4, 5, 6, 7, 8, 9, 10 and 11 of an Act to provide a special road law for Denton County, Texas, etc., and declaring an emergency,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Caldwell, Chairman; Gibson, Buchanan of Scurry, Floyd, Smith.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Agricultural Affairs, to whom was referred

S. B. No. 74, A bill to be entitled "An Act passed by the second called session of the Thirty-third Legislature, approved September 26, 1914, being an Act 'to provide a system of state bonded warehouses'; and 'he same is hereby amended to read as follows, and any part or parts of the said Act, approved September 26, 1914, in conflict herewith, are hereby repealed.'"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

WOODWARD, Chairman.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 46, A bill to be entitled "An Act to establish and fix the salaries of the various officers of the State Government,"

Have had the same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, with the following committee amendments, and be not printed at all.

(1) Amend House Bill No. 46 by striking out the words "on" and "the expiration of their present term of office" lines 1 and 2, of Section 1, and insert in lieu thereof the words "from" and "the passage of this Act". Page 2.

(2) Amend House Bill No. 46 by striking out the salary of Chief Inspector of Nurseries "\$2100.00" and insert in lieu thereof "\$2000.00." Page 2.

(3) Amend House Bill No. 46 by striking out the salary of Superintendent of Public Instruction "\$3800" and insert in lieu thereof "\$4000". Page 2.

(4) Amend House Bill No. 46 by striking out the salary of Chief Clerk of the State Purchasing Agent "\$1800" and insert in lieu thereof the sum of "\$2000". Page 2.

(5) Amend House Bill No. 46 by striking out the salary of Chief Deputy of the Game, Fish and Oyster Commission "\$1800" and insert in lieu thereof the sum of "\$2000." Page 3.

HUDSPETH, Chairman.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on State Penitentiaries to whom was referred

H. B. No. 27, A bill to be entitled "An Act to amend Articles 6174, 6181, 6186, 6188, 6196, 6201, 6214, 6215, 6220, 6223, 6224, 6227 and by adding 6231a, Title 104, Chapters 1 and 2 of the Revised Civil Statutes of the State of Texas of 1911, regulating the management, control and financing the Penitentiary System, and the working of prisoners therein of the State of Texas, and declaring an emergency."

Have had the same under consideration, and I am instructed to report said bill back to the Senate with the recommendation that it do pass and be not printed.

DEAN, Chairman.

(Floor Report.)

Senate Chamber.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

H. B. No. 51, A bill to be entitled "An Act supplementing the Act creating a Live Stock Sanitary Commission for the State of Texas, as defined and described in Article 7312, Revised Civil Statutes, and providing for the further protection for the live stock industry of Texas against all malignant, contagious and infectious or communicable diseases and declaring an emergency."

Have had the same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass and be not printed.

Clark, Chairman; Parr, Dean, Hudspeth, Buchanan of Bell, Robins, Johnson.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred S. B. No. 72, A bill to be entitled "An Act adding to and making a part of the Saspamco Independent School District of Bexar county, certain lands and territory adjoining thereto situate in Bexar county, for school purposes; giving the board of trustees of said district power and jurisdiction over said lands and territories, and the inhabitants thereof; exempting such added territory from the bonded indebtedness of the Saspamco School District now existing against said district; validating the incorporation proceedings of said independent school district, and its bonded indebtedness and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

BEE, Chairman.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred H. B. No. 59, A bill to be entitled "An Act to create the Fort Stockton Independent School District at Fort Stockton in Pecos County, Texas."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

BEE, Chairman.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 42, A bill to be entitled "An Act giving the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien, the right to redeem the same at any time in one year, from the date of sale, by paying to the purchaser the amount of the purchase money paid,

together with interest thereon; providing that property redeemed under the Act shall not again be subject to levy or a sale for the debt for which it was sold; providing that from the period of redemption allowed by this Act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the Act shall have no application when the real estate is sold after the final maturity of the debt, or when the debt represents purchase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of six per cent or less, providing that the right of redemption shall for all purposes be treated and regarded as real estate; and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed, but be printed in the Journal.

LATTIMORE, Vice Chairman.

By Swope, et al. H. B. No. 42.

A BILL
To be Entitled

An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien, the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money paid, together with interest thereon; provided that property redeemed under the Act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this Act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the Act shall have no application when the real estate is sold after the final maturity of the debt, or when the debt represents purchase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of six per cent, or less; providing that the

right of redemption shall for all purposes be treated and regarded as real estate; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Whenever any real estate or interest therein is sold under execution or order of sale or power given in a deed of trust, mortgage or other contract lien by the owner of such real estate, or interest therein, such real estate or interest therein so sold may be redeemed by the owner thereof or by his administrator or executor under the direction of the court, or the judge thereof in vacation, or by his independent executor, or by the survivor in community under the statute or by his heirs or devisees, by paying at any time within one year from the date of the sale to the purchaser or his executor or administrator or the survivor in community under the statute of such purchaser, or his heirs, devisees or executors, the amount of the purchase money paid at such sale for said property, together with interest thereon from the date of such sale to the time of such payment at the same rate of interest as that borne by the debt for which such property was sold, in which amount thus to be paid shall also be included such additional sum or sums as shall have been paid out by the purchaser for taxes on the said real estate or interest therein, improvements and repairs necessary to conserve the property thereon, and for insurance, from which sums may be deducted the amount of any net income which may have been received by such purchaser from said real estate or interest therein during the said time. In the event such purchaser or the aforesaid representatives of such purchaser, or his heirs or assigns, cannot be found in the county where the real estate or a portion of it lies, by the person entitled to redeem the real estate, the aforesaid payment may be made for the use of such purchaser or his representatives, his heirs or assigns, to the clerk of the court from which the order of sale or execution under which the real estate was sold was issued, or, if the real estate was not sold under order of sale or execution, to the clerk of the county court of the county

in which the real estate or a portion of it is situated. Upon the payment of the amount hereinbefore specified the purchaser of such real estate or his representatives, heirs or assigns, shall execute and deliver a deed to the real estate to the person entitled to redeem the same.

Provided, further, that property redeemed under this Act shall not again be subject to levy or sale for the debt for which the same was sold. The right of possession given by law shall not be affected by the terms of this Act and shall not deprive the purchaser of such right thereto as may be provided by law.

Provided, further, that in the event that the time of payment of any debt secured by such deed of trust, mortgage, or other contract lien is extended for any definite period a period equal to such extension shall be deducted from the one year's period of redemption allowed by this Act.

Provided that this Act shall have no application whatever in the following instances: When the real estate is sold after the date of the final maturity of the principal, or the last installment of the principal, of the debt for which the same is sold, as such date is specified in the instrument or instruments evidencing the debt; or when the debt for which such real estate is sold represents purchase money and less than one-half of the original principal of the debt has been paid; or when the debt for which the real estate is sold bears interest at the rate of six per cent per annum, or less.

Sec. 2. Any person having an undivided interest in such property sold may redeem the same, as provided in the foregoing section; and if he so redeem he shall have a lien on the several shares of the other owners for their respective shares of the redemption money paid by him with interest thereon at the same rate as that paid by him or that borne by the original debt, which lien shall be superior to all liens on the property so redeemed junior to the lien under which the sale was made and may be enforced against the other part owners and junior encumbrances by appropriate legal proceedings.

Sec. 3. The right of redemption given by this Act shall not be waived and any waiver of the same, whether

directly or indirectly made or attempted, shall be void, but this provision shall not be construed to prevent the owner from selling and conveying to the purchaser, after sale, his right of redemption.

Sec. 4. The right of redemption given by this Act, shall for all purposes, including taxation, conveyance and inheritance, and all other purposes, be treated and regarded as real estate and may be subjected to the debts of the owner of such right in the same manner as other real estate.

Sec. 5. The fact that there is now no law giving an equity of redemption after forced sales and the crowded condition of the calendar constitute an emergency and an imperative public necessity requiring that the constitutional rule that a bill shall be read on three several days be suspended and that this Act take effect and be in force from and after its passage, and it is so enacted.

Enrolling Committee Reports.

Committee Room,

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 55 and find it correctly enrolled, and have this day at 3:30 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

Committee Room,

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 17 and find it correctly enrolled, and have this day at 11:30 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

Committee Room,

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Enrolled Bills have carefully examined and

compared Senate Bill No. 37 and find it correctly enrolled, and have this day at 3:30 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 32 and find it correctly enrolled, and have this day at 3:30 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

By McNealus.

S. B. No. 32.

An Act concerning Loan and Investment Companies, defining same and providing for their incorporation, powers and supervision, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The term "loan and investment company" as used in this Act means any corporation formed under the provisions of this Act.

Sec. 2. Corporations may be organized under and by virtue of this Act in the same manner as corporations for profit under and by virtue of Title 25 of the Revised Statutes, except as otherwise herein provided.

Sec. 3. The aggregate amount of the capital stock of a loan and investment company shall not be less than \$25,000.00 in any city having a population of less than 50,000 inhabitants, and shall not be less than \$50,000 in any city having 50,000 or more inhabitants, and shall not be less than \$100,000.00 in any city having 150,000 inhabitants or more, according to the last official census. The capital stock of any such corporation shall be divided into shares of the par value of \$100.00 each. No corporation organized under this Act shall create more than one class of stock.

Sec. 4. Every loan and investment company, in addition to the powers conferred upon corporations by the general incorporation law, shall have the following powers:

(a) To lend money and to deduct interest therefor in advance at a rate not to exceed six per centum per an-

num, and in addition to require and to receive uniform weekly or monthly instalments on its certificates of indebtedness purchased by the borrower simultaneously with the said loan transaction, or otherwise, and pledged with the corporation as security for the said loan, with or without an allowance of interest on such instalments.

(b) To sell or negotiate bonds, notes, certificates of investment and choses in action for the payment of money at any time, either fixed or uncertain and to receive payments therefor in instalments or otherwise, with or without an allowance of interest upon such instalments.

(c) To charge for a loan made pursuant to this section one dollar for each fifty dollars or fraction thereof loaned for expenses, including any examination or investigation of the character and circumstances of the borrower, co-maker or surety and the drawing and taking acknowledgment of necessary papers or other expenses incurred in making the loan; no charge shall be collected unless a loan shall have been made as a result of such examination or investigation.

Sec. 5. No loan and investment company shall:

(a) Hold at any one time the obligation of any one person, firm or corporation for more than two and one-half per cent of the amount of capital and surplus of such loan and investment company.

(b) Make any loan under the provisions of this Act for a longer period than one year from the date thereof.

(c) Deposit any of its funds with any bank or trust company unless such bank or trust company has been designated as such depository by a vote of the majority of the directors or of the executive committee, exclusive of any director who is an officer, director or trustee of the depository so designated.

Sec. 6. Issuing certificates of investment and the like in the transaction of the business of corporations organized hereunder shall not be construed to be borrowed money within the meaning of Article 1162 of Title 25 of the Revised Statutes.

Sec. 7. The provisions of Articles five hundred and twenty-two to five hundred and twenty-five, inclusive, of the Revised Statutes relating to supervision by the Commissioner of Insurance and Banking, so far as applicable, to-

gether with any amendments thereof shall apply to corporations incorporated under this Act.

Sec. 8. The provisions of Chapter twenty-five, Title twenty-five, Revised Statutes, shall not apply to corporations organized under the provisions of this Act.

Sec. 9. The fact that there is no law permitting the incorporation of Loan and Investment Companies and defining their powers, and the fact that there are a great number of citizens within the State of Texas who are not able to borrow money under the general banking system, because of lack of security, create an emergency and an imperative public necessity authorizing the suspension of the constitutional rule requiring that all bills shall be read on three several days be suspended, and the same is hereby suspended and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 28 and find it correctly enrolled, and have this day at 11:30 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Hudspeth.

S. B. No. 28.

An Act to provide for the organization of a Ranger Home Guard for the protection of the frontier against marauding and thieving parties, foreign foes, or any enemy of the State of Texas, or the government of the United States, and for the suppression of lawlessness and crime throughout the State, or to suppress any invasion from an alien enemy of this State, or any State of the United States of America; to prescribe duties and powers of members of such force; to regulate their compensation; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the Governor be and he is hereby authorized to organize a force to be known as the Ranger Home Guard for the purpose of protecting the frontier against marauding and thieving parties, and other lawlessness

or any invasion by any foreign foe or alien enemy.

Sec. 2. The Ranger Home Guard of this State shall consist of not to exceed one thousand men, to be selected and appointed by the Governor, or under his direction, and all officers of said force necessary for the commanding, equipping and regulating of said force shall be appointed by the Governor; and any officer or member of said force shall be removed at the pleasure of the Governor, and shall serve for a period of three years, unless sooner removed by the Governor.

Sec. 3. The pay of officers and men in said force be as follows: Captain One Hundred and Twenty-five Dollars (\$125.00) per month, Sergeants Sixty Dollars (\$60.00) per month, privates fifty dollars (\$50.00) per month. The payment shall be made at such times and in such manner as the Adjutant General of the State or the Governor may prescribe, and it is further provided that the Governor may appoint captains and other officers who may serve without pay, and also privates for said force who may serve without pay or cost to the State, except their immediate traveling expenses and feed for themselves and horses when transferred from their home to some other part of the State, under orders from competent authority.

Sec. 4. The State shall furnish each member of said force with one carbine and pistol at cost, the price of which shall be deducted from the first money due such officer or man, and shall furnish said force with rations and subsistence, medicines and medical attendance, camp equipage and ammunition for the officers and men, and also forage for the horses. The State shall pay funeral expenses of members of the Ranger Home Guard dying in the service, and it is further provided that any person who may desire to join said force and who shall be appointed by the Governor and who shall stipulate that they are serving without pay, except as herein provided, may furnish his own carbine and pistol and shall be permitted to furnish his own horse or other means of transportation which may be acceptable to the captain of any company in which he desires to enlist.

Sec. 5. The amount of rations and forage shall be that now or hereafter prescribed in the United States army regulations to be furnished by the State of Texas, provided that when it

is impracticable to furnish rations in kind they may be commuted at not to exceed the rate of two dollar per man per day for such period.

Sec. 6. It is hereby agreed and understood that this is a separate and distinct act passed at this time to cover a period of such time as the Governor of this State may deem necessary not to exceed three years from the taking effect of this Act, and that it is cumulative of an Act passed by the Twenty-seventh Legislature providing for the organization of the Ranger Home Guard, and does not in any wise repeal said act passed by the Twenty-seventh Legislature except as to Section 3 of said Act relative to pay, rations and forage of officers and privates of the present Ranger Home Guard, and in that respect it is amendatory of said section providing for the payment of the salaries, rations and forage of said officers, and all officers and privates, of the present Ranger Home Guard are hereby from and after the taking effect of this Act placed on the same salaries, rations and forage as provided for in this Act, and in other respect this Act is cumulative of the present law governing the Ranger Home Guard in this State.

Sec. 7. The sum of two hundred and fifty thousand dollars (\$250,000) or so much as may be necessary, is hereby appropriated out of the funds of the State Treasury not otherwise appropriated, for the payment of the salaries, expenses or other necessary things incidental to the organization of said force, as herein provided.

Sec. 8. The fact that this government, of which this State is a part, is now engaged in a war with the Imperial German Government, and the further fact that we have something like eight hundred miles of border to be protected, and that the citizenship of this State and the property of said citizenship should be protected during the period of said war from any foreign foe or maurader or invader, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and it is hereby suspended, and this Act shall take effect from and after its passage, and it is so enacted.

TWENTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
Wednesday, May 16, 1917.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Sulter.
Harley.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Absent.

Clark.	King.
Dayton.	Page.
Hudspeth.	Parr.

Absent—Excused.

Alderdice.	Hall.
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Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Johnston of Harris.

Message from the Governor.

The Chair here laid before the Senate the following message from the Governor received here today:

Governor's Office,
Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator Carlos Bee, I hereby submit for your consideration a bill, hereto attached, being an Act to authorize and empower the Asa Walker County Line Common School District, No. 15, in Collin, Grayson and Fannin Counties, Texas, etc., and declaring an emergency."

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.